

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Chistyakov
Serial No.: 10/710,946
Filed: August 13, 2004
Title: Plasma Source With Segmented Magnetron Cathode
Confirmation No.: 4945
Art Unit No.: 1753

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(b)

The Applicant(s) and their attorney are aware of the following publications and information, listed on the attached Form 08a, and in accordance with 37 C.F.R. §§ 1.56 and 1.97(b) hereby submit these publications for the Examiner's consideration. According to the United States Patent and Trademark Office OG Notices: 05 August 2003, copies of cited U.S. patents and U.S. patent application publications are waived and not submitted with this Statement. Enclosed are copies of foreign references.

This Statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be construed *per se* as a representation that such publication is prior art. Moreover, the Applicant(s) understands that the Examiner will make an independent evaluation of the cited publications and non-patent literature.

If the Examiner applies any of the documents as prior art against any claim in the application and the Applicant(s) determine that the cited document does not constitute "prior art" under United States law, the Applicant(s) reserve the right to present to the Patent Office the relevant facts and

law regarding the appropriate status of such documents. The Applicant(s) further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Respectfully submitted,

Dated: December 22, 2009

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Doc. 4127v1